

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, March 7, 2013

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Approval of Previous Board Meeting Minutes

A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Cynthia M. Santos, seconded by Debra Shore, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 12:20 p.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Finance Committee

Report

- 1 [13-0168](#) Report on Cash Disbursements for the Month of January 2013, in the amount of \$40,349,047.59

 Attachments: [January 2013 M003 FM FI Reconciliation Report](#)

 Published and Filed
- 2 [13-0177](#) Report on the Government Finance Officer's Association Distinguished Budget Presentation Award to the District for the 2012 Budget and Certificates of Achievement for Excellence in Financial Reporting to the District, the MWRD Retirement Fund, and to the MWRD Retiree Health Care Trust for the Fiscal Year 2011

 Published and Filed

Procurement Committee

Report

- 3 [13-0165](#) Report on advertisement of Request for Proposal, 13-RFP-06 Biogas Renewable Energy Project at the Calumet Water Reclamation Plant (*As Revised*)
- Published and Filed**
- 4 [13-0173](#) Report of bid opening of Tuesday, February 19, 2013
- Published and Filed**

Authorization

- 5 [13-0179](#) Authorization to Extend the Agreement with The Gordian Group, Inc., for professional services for the development and implementation of the job order contracting system, for an additional period of twelve months (third term)
- Approved**
- 6 [13-0182](#) Authorization to increase and extend Contract 09-942-11, Job Order Contracting Services, with Meccor Industries Ltd., for an additional twelve month period (third term), in an amount not to exceed \$4,000,000.00, from \$8,000,000.00 to \$12,000,000.00, Accounts 101, 201, 401, and 501 Funds
- Attachments:** [JOC Program - Presumptive Ethnicity Summary Report.pdf](#)
- Approved**
- 7 [13-0194](#) Authorization to accept initial annual rental bid of \$68,501.00 from and enter into a lease with the Wilmette Harbor Association for a 39-year term on 6.19 acres of District real estate, including the Wilmette Harbor, located at 20 Harbor Drive in Wilmette, Illinois; North Shore Channel Parcels 1.02, 1.03 & 1.04, Lease Number 12-370-11 (*As Revised*)
- Attachments:** [03-07-13_WHA.pdf](#)
- Deferred by Michael A. Alvarez**

Authority to Advertise

- 8 [13-0161](#) Authority to advertise Contract 13-924-21, Furnish, Deliver, and Install Torque Limiters on Final Tanks at the Stickney Water Reclamation Plant, estimated cost \$140,000.00, Account 201-50000-645750, Requisition 1355519
- Approved**

- 9 [13-0162](#) Authority to advertise Contract 13-927-21, Furnish and Deliver a Remote Racking Device to the Stickney Water Reclamation Plant, estimated cost \$55,000.00, Account 201-50000-634780, Requisition 1351227
Approved
- 10 [13-0171](#) Authority to advertise Contract 13-033-11 Furnish and Deliver Miscellaneous Air Filters to Various Locations for a One (1) Year Period, estimated cost \$53,600.00, Account 101-20000-623270
Approved
- 11 [13-0192](#) Authority to advertise Contract 13-053-11 Furnish and Deliver Lamps to Various Locations for a One (1) Year Period, estimated cost \$125,000.00, Account 101-20000-623070
Approved
- 12 [13-0198](#) Authority to advertise Contract 13-975-11 Repair and Upgrade Services for the Video Surveillance System at the Stickney Water Reclamation Plant, estimated cost \$35,000.00, Accounts 101-69000-612680, Requisition 1357898.
Approved
- 13 [13-0199](#) Authority to advertise Contract 13-690-11 Services to Rebuild AC and DC Motors to Various Service Areas, estimated cost \$183,900.00, Accounts 101-67000/68000/69000-612650, Requisitions 1356198, 1356199, 1356207
Approved

Issue Purchase Order

- 14 [13-0164](#) Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$17,000.00, Account 101-15000-612860, Requisition 1354785 (*Deferred from February 21, 2013 Board Meeting*)
Approved
- 15 [13-0169](#) Issue purchase order for Contract 13-809-12, Furnishing and Delivering Unleaded Gasoline and Diesel Grade Fuel Oil to Fulton County, Illinois (Re-Bid), to Herr Petroleum Corporation, in an amount not to exceed \$46,501.00, Account 101-68000-623820, Requisition 1343660
Approved
- 16 [13-0178](#) Issue purchase order to Kofax, Inc. to Furnish and Deliver Renewal License, Software Maintenance and Support for the Kofax Network Fax Software, in an amount not to exceed \$18,827.00, Account 101-27000-612820, Requisition 1357611
Approved

- 17 [13-0186](#) Issue purchase order for Contract 13-670-11, Outfitting of Debris and Pontoon Boats at Various Areas, to Baltic Marine Services, Inc., in an amount not to exceed \$112,900.00, Account 101-66000-612790, Requisition 1348756

Approved

- 18 [13-0196](#) Issue purchase order for Contract 13-693-11, Use of a Sanitary Landfill Site, Group A, to Heartland Recycling, LLC, in an amount not to exceed \$184,470.00, and Group B, to Newton County Landfill Partnership, d/b/a Newton County Landfill, in an amount not to exceed \$50,000.00, Account 101-66000-612520, Requisition 1349254

Attachments: [Contract 13-693-11 Group-A and Group-B Bid Tabulation.pdf](#)

Approved

- 19 [13-0200](#) Issue purchase order and enter into an agreement with Doctors of Physical Therapy (DPT) for Contract 12-RFP-28 On-Site Physical Therapy for a two-year period, with an option to extend for a third year, in an amount not to exceed \$200,000.00, Account 901-30000-601090, Requisition 1345038
(*Deferred from the February 21, 2013, Board meeting*)

Approved

Award Contract

- 20 [13-0170](#) Authority to award Contract 13-002-11, Furnish and Deliver Cylinder Gases and Bulk Argon to Various Locations for a One (1) Year Period, Groups A, B and C to The Welding Center Inc., in an amount not to exceed \$18,679.25, and Group D to Welding Industrial Supply Co., in an amount not to exceed \$13,020.00, Account 101-20000-623840

Approved

- 21 [13-0174](#) Authority to award Contract 13-859-11, Agricultural Maintenance at Fulton County, Illinois, to Independent Mechanical Industries, Inc., in an amount not to exceed \$1,395,951.00, Account 101-68000-612420, Requisition 1346878

Approved

- 22 [13-0184](#) Authority to award Contract 12-368-2SR, Upper Des Plaines Intercepting Sewer 20C Rehabilitation, North Service Area, to Kenny Construction Company, in an amount not to exceed \$1,948,488.00, Account 201-50000-645700, Requisition 1347929

Attachments: [APP D 12-368-2SR.pdf](#)

Approved

- 23 [13-0185](#) Authority to award Contract 12-751-21, Furnish, Deliver and Install a Gate Access Control System at the Egan and Kirie Water Reclamation Plants, to Johnson Controls, Inc., in an amount not to exceed \$431,000.00, Account 201-50000-645680, Requisition 1346214

Approved

- 24 [13-0187](#) Authority to award Contract 13-847-11, Truck Hauling of Liquid Sludge from the Lemont Water Reclamation Plant to Various Locations, to Si-Tech Industries, Inc., in an amount not to exceed \$262,680.00, Account 101-68000-612520, Requisition 1349253

Approved

- 25 [13-0197](#) Authority to award Contract 06-494-3P, Centrifuge Building and Sludge Loading System Upgrades, Egan and Hanover Park Water Reclamation Plants, to IHC Construction Companies, LLC, in an amount not to exceed \$9,044,000.00, Accounts 201, 401-50000-645750, 645650, Requisition 1353992

Attachments: [APP D 06-494-3P.pdf](#)

Approved

Increase Purchase Order/Change Order

- 26 [13-0163](#) Authority to increase purchase order and amend the agreement with Smithamundsen LLC, for legal services in the matter of Gaweda, et al. v. MWRDGC, Case No. 10 CH 52264, in an amount of \$35,000.00, from an amount of \$177,500.00, to an amount not to exceed \$212,500.00, Account 101-11000-601170, Purchase Order 3066424

Attachments: [P O 3066424 CHANGE ORDER LOG.pdf](#)

Approved

- 27 [13-0166](#) Authority to increase purchase order and amend agreement with Tecnica Environmental Services, Inc. to Remove Hazardous Materials from Various District Locations, on an As-Needed Basis, for a Three-Year Period, in the amount of \$125,000.00, from an amount of \$304,215.00, to an amount not to exceed \$429,215.00, Account 101-25000-612780, Purchase Order 5001324

Approved

- 28 [13-0175](#) Authority to increase Contract 12-692-11, Utilization and Transportation of Air Dried Biosolids from LASMA and CALSMA, to Synagro Central LLC, in an amount of \$135,000.00, from an amount of \$1,534,861.00, to an amount not to exceed \$1,669,861.00, Account 101-66000-612520, Purchase Order 5001334

Attachments: [12-692-11.pdf](#)

Approved

- 29 [13-0176](#) Authority to increase Contract 11-761-21, Building Restoration at the North Side and Calumet Water Reclamation Plants, to Restore Masonry, LLC, in an amount of \$133,802.00, from an amount of \$964,605.00, to an amount not to exceed \$1,098,407.00, Accounts 201-50000-645750, Purchase Order 5001385

Approved

Affirmative Action Committee

Report

- 30 [13-0205](#) Report on draft Calendar of 2013 Diversity Events

Published and Filed

Budget & Employment Committee

Authorization

- 31 [13-0158](#) Authority to transfer 2013 departmental appropriations in the amount of \$201,000.00 in the Corporate Fund and Construction Fund

Attachments: [03.07.13 Board Transfer BF5.pdf](#)

Approved

Engineering Committee

Authorization

- 32 [13-0159](#) Authorization for payment to the Illinois Department of Natural Resources for a permit in the amount of \$10,100.00 and pledging Certificate of Deposit investments in the amount of \$313,100.00 in connection with McCook Reservoir Expanded Stage 2 Overburden Removal, SSA, Contract 73-161-DH, Account 401-50000-645620

Approved

Judiciary Committee

Authorization

- 33 [13-0156](#) Authority to settle the Workers' Compensation claim of Michael Eberhart vs. MWRDGC, Case No. 12 WC 12701, Illinois Workers' Compensation Commission (IWCC), in the sum of \$80,331.42. Account 901-30000-601090

Approved

Real Estate Development Committee

Authorization

- 34 [13-0188](#) Authority to enter into a 10-year lease agreement with the City of Chicago for the continued use of approximately 4.35 acres of improved District real estate located at 31st Street and Sacramento Avenue, Chicago, Illinois along the Collateral Channel, on Main Channel Parcels 42.01 and 42.15 for municipal corporate purposes. Consideration shall be an initial annual rent of \$69,000.00

Attachments: [Attachment to 10-yr. lease agrmnt 3.7.13.pdf](#)

Approved

- 35 [13-0189](#) Authority to issue a 1-year permit extension to BP to enter District land to perform environmental remediation activities at BP's former leasehold located at 3266 W. Devon Avenue in Lincolnwood, Illinois (c/k/a North Shore Channel Parcel 7.03). Consideration shall be a nominal fee of \$10.00

Attachments: [03-07-13 BP.pdf](#)

Approved

- 36 [13-0193](#) Authority to issue a 5-day permit to Paramount Pictures Corporation to use land commonly known as a portion of the McCook Reservoir Site to film scenes for a major motion picture titled "Transformers 4". Consideration shall be a permit fee of \$7,500.00

Attachments: [03-07-13 PARAMOUNT.pdf](#)

Approved

Additional Agenda Items

- 37 [13-0207](#) Authority to decrease Contract 98-RFP-10 Design, Build, Own Finance, Operate and Maintain a 150 Dry Tons Per Day Biosolids Processing Facility at the Stickney Water Reclamation Plant and Beneficially Use the Final Product for a Period of 20 years, to Metropolitan Biosolids Management, LLC, in an amount of \$1,568,904.33 from an amount of \$214,053,802.51 to an amount not to exceed \$212,484,898.18, Account 101-69000-612590, Purchase Order 5000950, (*Deferred from the February 21, 2013 Board Meeting*)

Attachments: [98-RFP-10](#)

Mariyana T. Spyropoulos voted Present on this Item

Approved

Approval of the Consent Agenda with the exception of Items: 7 and 38

Mariyana T. Spyropoulos voted Present on Item #37

A motion was made by Cynthia M. Santos, seconded by Mariyana T. Spyropoulos, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

- 38 [13-0209](#) RESOLUTION sponsored by the Board of Commissioners recognizing the month of March 2013 as Women's History Month

A motion was made by Barbara J. McGowan, seconded by Mariyana T. Spyropoulos, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

Meeting Summary

Speakers

Jeff Esser, Government Finance Officer's Association, presented the Distinguished Budget Presentation Award to the District for the Budget and the Certificates of Achievement for Excellence in Financial Reporting Award to the District, the Retirement Fund, and to the Retiree Health Care Trust for the Fiscal Year 2011 (Re: Finance Item #2)

John Gorski, Irish American Heritage Center accepted the resolution wishing the Irish American Heritage Center a happy St. Patrick's Day

Warren James, Wilmette Harbor Management, Inc.; Jim Dominik, Wilmette Harbor Association, Inc.; and Paul McDonough, Centerpointe Yacht Services, LLC addressed the Board regarding the lease (Re: Procurement Item #7)

George Blakemore, concerned citizen, addressed the Board regarding various items (Re: Procurement Items #6 and #7, Real Estate Items #34 and #35)

Summary of Requests

None

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for March 21, 2013, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: March 8, 2013

Date agenda items are due to the Executive Director for signature and preparation: March 12, 2013

Date all agenda items are due to the Executive Director: 1:00 p.m., March 13, 2013

Adjournment

A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, when the Board adjourns, it adjourns to meet again on Thursday, March 21, 2013 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote: /s/ Jacqueline Torres, Clerk

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this March 7, 2013, are hereby approved.

APPROVED:

/s/ Kathleen Therese Meany

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

March 7, 2013